

CITY OF NEBRASKA CITY, NEBRASKA
MINUTES OF CITY COUNCIL REGULAR MEETING
September 17, 2018

Pursuant to due call and notice thereof, a Regular Meeting of the City Council of the City of Nebraska City was conducted in the William F. Davis Room at City Hall, 1409 Central Avenue, on September 17, 2018. Notice of the meeting was given in advance thereof by posting in at least three public places, the designated method for giving notice, as shown by the Certificate of Posting Notice attached to these minutes. Availability of the agenda was communicated in advance to the media, Mayor and Commissioners of this proceeding and said meeting was open to the public.

Vice President Glover called the meeting to order at 6:05 p.m. Vice President Glover publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act was available for review and indicated the location of such copy posted in the room where the meeting was being held. Vice President Glover then led in the Pledge of Allegiance. Upon roll call the following answered present: Paul Davis, Patrick Wehling and Gloria Glover. Absent: Mayor Bequette. Commissioner Johns arrived at 6:09 PM. The following City Officials were present: City Administrator Grayson Path, City Attorney David Partsch, Police Chief David Lacy, Utilities Director Jeff Kohrs, Construction and Facility Manager Marty Stovall and City Clerk-Treasurer Randy Dunster.

Vice President Glover moved to approve the following consent items:

Approve minutes from the previous City Council Meeting.

Approve the closure of 5th Avenue from 16th to 17th Street on September 22, 2018 from 4:30 PM to midnight for a Reunion Block Party. Motion seconded by Commissioner Wehling. Upon roll call the following voted YES: Davis, Wehling, and Vice President Glover. Voting NO: None. Motion carried

Vice President Glover read Mayor Bequette's proclamation of September 23rd -29th as Women of Today Week..

Vice President Glover opened the Public Hearing on the Annual Appropriation Bill, FY18/19 Budget. Grayson Path spoke to explain the purpose of the Public Hearing. No comments were made by the public. Vice President Glover moved to close the Public Hearing, seconded by Commissioner Johns. Upon roll call the following voted YES: Wehling, Davis, Johns and Vice President Glover. Voting NO: None. Motion carried.

Vice President Glover opened the Public Hearing to set Fiscal Year 2018-2019 Final Tax Request. Grayson Path spoke to explain the purpose of the Public Hearing. No comments were made by the public. Vice President Glover moved to close the Public Hearing, seconded by Commissioner Wehling. Upon roll call the following voted YES: Davis, Johns, Wehling and Vice President Glover. Voting NO: None. Motion carried.

Vice President Glover opened the Public Hearing on the CDBG project 14-TD-002 Tourism Development Project for the Lied Lodge & Conference Center. Tom Bliss from SENDD and Grayson Path spoke to explain the purpose of the Public Hearing. No comments were made by the public. Vice President Glover moved to close the Public Hearing, seconded by Commissioner Johns. Upon roll call the following voted YES: Wehling, Davis, Johns and Vice President Glover. Voting NO: None. Motion carried.

Treasurer's report was given, as of August 31, 2018, Total Nebraska City funds \$9,884,724.84. Total Cash and Reserve for Nebraska City Utilities \$17,264,481.58. Total City of Nebraska City and Utility funds \$27,149,206.42. Council acknowledged receipt of City Administrator Report. Grayson Path spoke regarding his report. Council acknowledged receipt of Utility Financial Report for period ending July 2018. Council acknowledged receipt of Utility Claims for period ending August 2018.

Moved by Vice President Glover and seconded by Johns to accept the report of new claims against the City and approving disposition of claims set for the period of September 5, 2018 to September 17, 2018. Upon roll call the following voted YES: Davis with abstention to any claims pertaining to West Lake Ace Hardware, Wehling, Johns and Vice President Glover. Voting NO: None. Motion carried.

Claims List					
September 17, 2018					
Access Systems Leasing	Lease	252.40	MD Aquatics, LLP	Chem	1,178.00
Adkins Signs	Road Marking	75.00	Mead Lumber	Rep/Maint	100.25
Almquist, D.	Artist	26.25	Mercer's Do-It-Best	Sup	215.04
American Nat Bank	Loan	1,117.56	Merchant Services	CC Serv Fee	197.56
Apley, P.	Artist	281.25	Merz Ink	KNCB	807.42
Arbor Mart, Inc	Fuel	2,484.63	Meyer Construction	Rfnd	200.00
B.C. MEYER CONST	Rfnd	200.00	Mizner, S.	Artist	38.44
Benefiel Truck Repair	Rep/Maint	639.92	Municipal Code Corp	Codification	275.00
Richard D. Bennett, Jr.	Rock	7,306.06	Municipal Emerg. Serv	Rep/Maint	281.15
Bergman, S.	Artist	45.00	Napa Auto Parts	Rep/Maint	149.94
Bound Tree Medical	Sup	6,170.15	National Business Furn	Equip	1,008.00
Brown's Shoe Fit Company	Unif/Postage	251.25	Nationwide	Inv	15,763.92
BSN Sports	Equip	109.90	Navajo Manufacturing Co	Resale	243.28
Capital Business Sys	Contract	190.02	NC Clerk - Treasurer	Multi	474.70
Card Services	Fuel	3,792.71	NC News Press	Adv	225.62
Carmichael, A.	Artist	67.95	NC Utilities	Utilities	17,107.04
Casey's General Stores	Fuel	112.47	NCTC	Adv	600.00

Cede & Co.	Interest	7,177.50	NE Department of Agricult	Anim Exp	175.00
Charles M Bishop	Rep/Maint	125.00	NE Dept of Rev	Sls Tax/Misc.	2,613.77
Citizen Printing Co	Adv	255.00	Flagship Publishing Inc	Adv	765.00
Copenhaver, P.J.	Artist	52.50	NE Salt & Grain	Chem	16,775.00
Doheny's Water	Equip	730.89	NE Statewide Arboretum	Dues	130.00
Douglas Tire Co.	Rep/Maint	3,432.20	NE Lodging LLC	Rfnd	200.00
Eakes Office Solutions	Sup	184.04	NSVFA	Membership	800.00
EMS Billing Services, Inc	Billing Serv	4,356.75	O'Reilly Auto Parts	Rep/Maint	58.31
Engel, B.	Artist	31.50	Otoe County Clerk	Dispatch	4,987.50
ETS	CC Service Fee	509.02	Partsch, T.	Artist	32.98
Fareway Stores, Inc.	Concessions	118.92	Payroll	Payroll	101,117.93
Farmers & Merchants	Loan	14,570.32	Pepsi-Cola of Lincoln	Bev	147.31
Feld Fire	Rep/Maint	1,964.90	Physio-Control, Inc	Computer	208.92
Fey, B.	Artist	27.00	PNC Equipment	Lease	2,728.00
Frame, Joy	Artist	27.00	Quality Brands of Lincoln	Bev	1,138.70
Frerichs, N.	Artist	27.00	Ray Allen Manufacturing	Donation	69.99
Friedli, P.	Artist	34.00	Recreation Supply Co	Rep/Maint	131.70
Gabriel, B.	Refund	200.00	River View Pest Control	Pst Cntrl	384.00
Galls, LLC	Unif	137.99	Roarty, S.	Artist	42.00
Gatehouse Media	Adv	135.36	S Systems	Computer	35.00
Gillespie, P.	Artist	45.38	Sandry Fire Supply	Unif	5,983.75
Green, J.	Artist	35.92	Schneider Electric & Ref	Rep/Maint	1,162.80
Hargis, M.	Artist	63.38	Shallow Creek Kennels	Donation	10,390.00
Heine, L.	Artist	161.25	Shell	Fuel	2,503.17
Helena Chem Co	Chem	425.00	Spectrum Aquatics	Rep/Maint	789.82
Holliway, M.	Artist	105.00	Stryker Medical	Rep/Maint	420.18
Huenink, E & S	Artist	42.00	Titan Machinery	Cap Out	34,625.00
Hunzeker, M.	Artist	70.50	Tom's Radio	Commun	900.00
Ideal Pure Water	Sup	95.20	Tree City Tees	Unif	15.36
Inland Truck Parts	Rep/Maint	652.79	Unifirst Corporation	Contract	317.68
Jeff Brown Roofing	Rep/Maint	345.00	Vairkko	Computer	84.00
JEO Consulting Group, Inc	CDBG	6,897.50	Verizon Wireless	Tele	14.10
JMN Construction	Cap Imp	109,800.00	Vern Waskom Co.	Mdse	369.17
K&Z Distributing	Bev	248.00	Wahl, R.	Artist	119.25
KNCB	Clean Up	1,162.62	Walde, S.	Artist	51.40
Kohtz, K.	Artist	41.25	Walters, A.	Artist	90.75
Kubota of Omaha	Rep/Maint	2,469.06	Wellsandt, K.	Artist	54.00
Lamb, M.	Artist	48.00	Westlake Ace Hardware	Sup	150.74
Landis Engine Co	Rep/Maint	12.75	Wigington, N.	Rfnd	35.00
Lyons, P.	Artist	79.50	Windstream, Inc.	Tele	1,484.93
Matheson Tri-Gas, Inc.	Sup	279.03	Witmer Public Safety	Unif	94.97
Matson, B.	Rfnd	25.00	Wurtele, G.	Artist	122.97
McGinty, P.	Artist	30.00			

Moved by Commissioner Johns and seconded by Wehling to approve **Resolution 2802-18** approving the Fiscal Year 2018-2019 Step Pay Schedule for City Employees including the amendment for the City Attorney and the Library Staff. Upon roll call the following voted YES: Davis, Johns, Wehling and Vice President Glover. Voting NO: None. Motion carried.

Moved by Vice President Glover and seconded by Johns that the statutory rule requiring reading on three different days be suspended. Upon roll call the following voted YES: Johns, Wehling, Davis and Vice President Glover. Voting NO: None. Motion carried. Vice President Glover declared that the motion adopted by three fifths vote of the council and the statutory rule suspended for the consideration of said ordinance.

Moved by Vice President Glover and seconded by Johns for final passage of **Ordinance 3020-18** to approve the Annual Appropriation Bill, FY18/19 Budget. Upon roll call the following voted YES: Johns, Wehling, Davis and Vice President Glover. Voting NO: None. Motion carried.

ORDINANCE NO. 3020-18

AN ORDINANCE TO ADOPT THE BUDGET STATEMENT TO BE TERMED THE 2018-2019 ANNUAL APPROPRIATION BILL; TO APPROPRIATE SUMS FOR NECESSARY EXPENSES AND LIABILITIES; AND TO PROVIDE FOR AN EFFECTIVE DATE.

Moved by Commissioner Wehling and seconded by Johns to approve **Resolution 2801-18** to approve Property Tax request for Fiscal Year beginning October 1, 2018 be set at: General Fund \$1,194,731.83; Bonded Indebtedness Fund \$508,313.06. Upon roll call the following voted YES: Davis, Johns, Wehling and Vice President Glover. Voting NO: None. Motion carried.

Moved by Commissioner Johns and seconded by Wehling to approve use of three parking stalls in the North East corner of the Memorial Building Parking lot on September 21st-23rd as requested by Dinty Moore's. Cari Lee spoke representing Dinty Moore's. Upon roll call the following voted YES: Davis, Johns, Wehling and Vice President Glover. Voting NO: None. Motion carried.

Moved by Commissioner Wehling and seconded by Johns to approve a Nebraska City High School Homecoming Parade on September 28th at 2:00 PM starting at 14th Street and Central Ave and moving east to 6th Street along Central Ave & provide Police escort and road closures as needed. Upon roll call the following voted YES: Davis, Johns, Wehling and Vice President Glover. Voting NO: None. Motion carried.

Moved by Commissioner Johns and seconded by Wehling to approve NCTC amended plans for AppleJack weekend. Amy Allgood spoke to explain the request. Upon roll call the following voted YES: Davis, Johns, Wehling and Vice President Glover. Voting NO: None. Motion carried.

Moved by Commissioner Johns and seconded by Wehling to approve the SDL request from Brickway Brewery and Distillery to be held at Lied Lodge and Conference Center on October 17, 2018. Amy Allgood spoke to explain the request. Upon roll call the following voted YES: Davis, Johns, Wehling and Vice President Glover. Voting NO: None. Motion carried.

Moved by Commissioner Johns and seconded by Davis to approve the Amendment to the Program Agreement and Plan Sponsor Agreements for the Police, Fire, and General Employee Retirement Plans for the creation of a professionally managed fund option and authorize the City Clerk-Treasurer to sign. Grayson Path spoke to explain the request. Upon roll call the following voted YES: Davis, Johns, Wehling and Vice President Glover. Voting NO: None. Motion carried.

Moved by Commissioner Wehling and seconded by Davis to approve JEO Consulting Group, Inc. Task Order 18-4 for Nebraska City Soccer Field Conceptual Design in an amount of \$3,000, covered by grant funding, and authorize the Mayor to sign. Grayson Path and Steve Baltsburg of the Soccer Association spoke to explain the request. Ted Bielman made additional recommendations. Upon roll call the following voted YES: Davis, Johns, Wehling and Vice President Glover. Voting NO: None. Motion carried.

Moved by Commissioner Johns and seconded by Wehling to approve **Resolution 2805-18** to approve a loan of \$128,285.00 for Street Department CIP purchases. Marty Stovall and Dave Partsch spoke to explain the request. Upon roll call the following voted YES: Davis, Johns, Wehling and Vice President Glover. Voting NO: None. Motion carried.

Moved by Commissioner Johns and seconded by Wehling to approve an Amended Subordination Agreement for City's Trust Deed Inst. No. 201200164 (The Keeping Room) with Tri-Valley Bank in the amount of \$251,000 and authorize the Vice President to sign. Dave Partsch spoke to explain the request. Upon roll call the following voted YES: Davis, Johns, Wehling and Vice President Glover. Voting NO: None. Motion carried.

Meeting Adjourned at 7:46 P.M.

AFFIDAVIT

I, the undersigned City Clerk for the City of Nebraska City, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Mayor and Board of Commissioners, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the City Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the said minutes from which the foregoing proceedings have been extracted were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

Randy A. Dunster, City Clerk-Treasurer